

REMARKS

Claims 1-61 have been examined. Applicant hereby cancels claims 2-4, 7, 13-14, 16-18, 20-22, 25, 31-32, 34-35, 37, 44-45, 47-49, 51, 57-58 and 60-61 without prejudice. No claims have been added or amended. Accordingly, claims 1, 5-6, 8-12, 15, 19, 23-24, 26-30, 33, 36, 38-43, 46, 50, 52-56 and 59 remain in the application.

The claims remaining in the application have been rejected under the doctrine of obviousness-type double patenting as being unpatentable over claims 1-2 of U.S. Patent No. 6,256,378 in view of Kominami (U.S. Patent No. 6,785,595). The Kominami patent application was filed on February 13, 2002, nearly a year and a half after issuance of Applicant's '378 patent. The Examiner states that the claims remaining in the subject application recite the same subject matter as claims 1-2 of Applicant's '378 patent, except that the earlier issued claims do not recite the appliance as being a vehicle. Applicant respectfully points out that the '378 patent discloses that the programmable features of an appliance may comprise programmable features of a motor vehicle (see column 3, line 59 through column 4, line 11). In view of this disclosure, the claims remaining in the subject application are supported in the '378 patent and reliance on the Kominami reference as intervening prior art is improper.

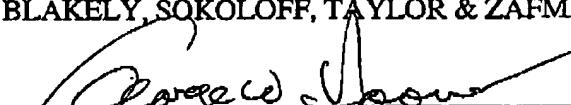
Applicant hereby submits a terminal disclaimer to obviate the rejection under the doctrine of obviousness-type double patenting. Accordingly, Applicant believes that all claims

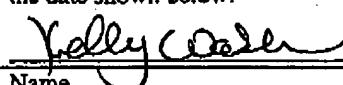
remaining in the subject application are in condition for allowance. Notice to such effect is respectfully requested at the earliest possible date.

Respectfully submitted,

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